
DRAFT STATUTORY INSTRUMENTS

2018 No.

**The Data Protection (Charges and
Information) Regulations 2018**

Requirements in respect of the governing body of, and head teacher at, any school

5.—(1) In any case in which a governing body of a school and a head teacher at a school are both data controllers for the purposes of that school, the requirements of regulation 2 may be satisfied in respect of that governing body and head teacher in the name of the school.

(2) Where the requirements of regulation 2 are satisfied in the name of a school under paragraph (1) above, the name and address to be specified for the purposes of regulation 2(3)(a) are those of the school.

(3) For the purposes of this regulation, in the definition of “number of members of staff” in regulation 1(2) any reference to a data controller is to be treated as a reference to the school.

(4) In this regulation—

“head teacher” includes, in Northern Ireland, the principal of a school;

“school”—

- (a) in relation to England and Wales, has the same meaning as in the Education Act 1996⁽¹⁾,
- (b) in relation to Scotland, has the same meaning as in the Education (Scotland) Act 1980⁽²⁾,
and
- (c) in relation to Northern Ireland, has the same meaning as in the Education and Libraries (Northern Ireland) Order 1986⁽³⁾.

⁽¹⁾ 1996 c. 56.

⁽²⁾ 1980 c. 44.

⁽³⁾ S.I. 1986/594 (N.I. 3), as applied by S.I. 1993/2810 (N.I. 12) and S.I. 2003/424 (N.I. 12).